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\* Admitted in TX only  
\*\* Admitted in CT only

February 14, 2005

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Re: U.S. Patent Application No.: 10/605,592  
For: *FUEL CELL AND FUEL CELL STACK*  
Inventor: Tadashi Tsunoda  
Filed: June 27, 2003  
Our Ref. No.: TOW-027

Dear Sir:

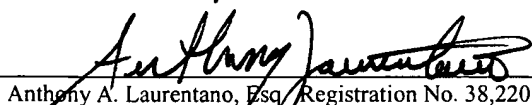
I enclose herewith for filing in the above-identified application the following:

1. Supplemental Information Disclosure Statement;
2. PTO Form SB/08;
3. Copies of selected references cited in PTO Form SB/08 (2);
4. A copy of the International Search Report; and
5. A Return Postcard.

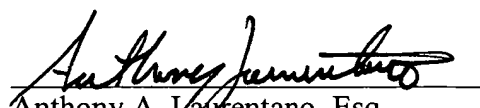
No additional costs are believed to be due in connection with the filing of this Supplemental Information Disclosure Statement. However, please charge any necessary fees in connection with the enclosed statement to our Deposit Order Account No. 12-0080. For this purpose, a duplicate of this sheet is attached.

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MS Amendment, Commissioner for Patents, P.O. Box 1450,  
Alexandria, Virginia 22313-1450 on:

2/14/05  
Date

  
Anthony A. Laurentano, Esq. Registration No. 38,220

Respectfully submitted,  
LAHIVE & COCKFIELD, LLP

  
Anthony A. Laurentano, Esq.  
Registration No. 38,220  
Attorney for Applicant



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Tadashi Tsunoda

Serial No.: 10/605,592

Filed: June 27, 2003

For: *FUEL CELL AND FUEL CELL STACK*

Attorney Docket No.: TOW-027

Group Art Unit: 1745

Examiner: Not Yet Assigned

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Certificate of First Class Mailing (37 CFR §1.8(a))

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Date of Signature and of Mail Deposit

By:

Anthony A. Laurentano  
Anthony A. Laurentano, Esq.  
Reg. No. 38,220  
Attorney for Applicant

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

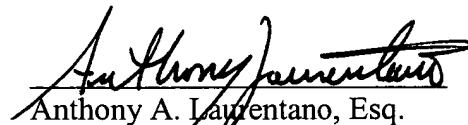
Applicant and his Attorney have become aware of the following publications and information, cited in an International Search Report mailed December 28, 2004 during the prosecution of PCT/JP 03/08099 which corresponds to the above referenced application. In accordance with 37 CFR §1.97, Applicant hereby submits these publications for the Examiner's consideration. These publications are cited on the enclosed PTO Form SB/08, and a copy of the Report and each publication cited thereon are enclosed as well. Copies of cited U.S. patents and U.S. publications (Reference ID Nos. B1-B3) are not enclosed with this statement. Copies of foreign patent documents and non-patent literature (Reference ID Nos. B4-B5) are enclosed in accordance with 37 CFR 1.98.

This statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be construed *per se* as a representation that such publication is prior art. Moreover, the Applicant understands that the Examiner will make an independent evaluation of the cited publications.

In accordance with 37 CFR §1.97(e)(1), the undersigned hereby certifies that each item contained in this Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application *for the first time* not more than three months prior to the filing of this statement.

No additional costs are believed to be due in connection with the filing of this Supplemental Information Disclosure Statement. However, please charge any necessary fees in connection with the enclosed statement to our Deposit Order Account No. 12-0080.

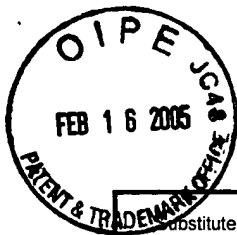
Respectfully submitted,  
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Date: 2/14/05

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Enclosures



PTO/SB/08a/b (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	10/605,592
				Filing Date	June 27, 2003
				First Named Inventor	Tadashi Tsunoda
				Art Unit	1745
				Examiner Name	Not Yet Assigned
Sheet	1	of	1	Attorney Docket Number	TOW-027

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
	B1	3,784,415	01-08-1974	Hopkins	
	B2	6,492,053 B1	12-10-2002	Donelson, <i>et al.</i>	
	B3	2004/0115503 A1	06-17-2004	Jacobson, <i>et al.</i>	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	MM-DD-YYYY			
	B4	EP 0 357 025 A1	03-07-1990	NKK Corp.		
	B5	JP 02-75167	03-14-1990	Nippon Hakuyo Kiki Kaihatsu		

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>

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<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	
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